

ORDINANCE NO. 2020-04

AN ORDINANCE OF THE VILLAGE OF MALCOLM, LANCASTER COUNTY, NEBRASKA, TO APPROVE THE CHANGE OF ZONE OF CERTAIN REAL PROPERTY WITHIN THE ZONING JURISDICTION OF THE VILLAGE OF MALCOLM FROM AG AGRICULTURAL TO R-2 MEDIUM-DENSITY RESIDENTIAL; TO MAKE FINDINGS; TO AMEND THE ZONING MAP OF THE VILLAGE OF MALCOLM ACCORDINGLY; TO REPEAL ANY CONFLICTING ORDINANCES; AND TO PROVIDE FOR AN EFFECTIVE DATE

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF MALCOLM, NEBRASKA:

Section 1. The Village of Malcolm received a Request for Rezoning from the property owner to rezone the following described real property from AG Agricultural to R-2 Medium-Density Residential.

COMMENCING AT THE NORTH 1/4 CORNER OF SECTION 21, T11N, R5E, OF THE 6TH P.M., THENCE S00°18'46"W A DISTANCE OF 50.00 FEET; THENCE N89°57'47"W A DISTANCE OF 799.90 FEET; THENCE S00°04'34"E A DISTANCE OF 1049.45 FEET; THENCE N89°32'38"W A DISTANCE OF 288.03 FEET TO THE POINT OF BEGINNING; THENCE S00°25'15"W A DISTANCE OF 124.54 FEET; THENCE N89°36'33"W A DISTANCE OF 109.84 FEET; THENCE N00°24'42"E A DISTANCE OF 124.66 FEET; THENCE S89°32'38"E A DISTANCE OF 109.86 FEET TO THE POINT OF BEGINNING; SAID ADDITION TO THE CORPORATE LIMITS (TO BE KNOWN AS LOT 1, HUDKINS THIRD ADDITION TO THE VILLAGE OF MALCOLM) CONTAINING 13,686.61 SQFT OR 0.31 ACRES MORE OR LESS;

the "Property" herein.

Section 2. The Board of Trustees finds the Property lies within the extraterritorial zoning jurisdiction of the Village of Malcolm; pursuant to Neb. Rev. Stat. § 19-905, written notice of public hearings before the Planning Commission and Village Board of Trustees has been personally delivered to all property owners within three hundred feet (300') of the Property at least ten (10) days prior to said hearings; no protest against such change of zoning has been received by the Village; and said change of zoning is consistent with the Comprehensive Development Plan and in the best interests of the Village of Malcolm.

Section 3. The Request for Rezoning is hereby approved to rezone the Property described above from AG Agricultural to R-2 Medium-Density Residential as defined and regulated in Chapter 12 of the Village Code.

Section 4. The zoning district boundaries of the official zoning map for the Village of Malcolm shall be updated to reflect the change of zone for the above-described Property.

Section 5. Any conflicting provisions in the Malcolm Village Code or other ordinances are hereby repealed. All other provisions in Village Code Chapter 12 shall remain in full force and effect except as revised herein.

Section 6. This ordinance shall be published in book or pamphlet form and posted in three (3) public locations in the Village of Malcolm. This Ordinance shall take effect and be in full force from and after its passage, approval, and publication as provided by law.

SUSPEND
READINGS
(3/4 VOTE)

July 8, 2020

FIRST READING _____

SECOND READING _____

THIRD READING _____

PASSED AND APPROVED THIS 8th DAY OF JULY 2020



David Rohe, Chairperson, Board of Trustees

ATTESTED AND PUBLISHED IN BOOK OR PAMPHLET FORM AND BY POSTING IN THE
VILLAGE HALL, POST OFFICE, AND FIRE STATION PER § 1-405 AND § 1-410 OF THE
MALCOLM MUNICIPAL CODE WITHIN FIFTEEN (15) DAYS OF PASSAGE ON THE 8th DAY
OF July 2020.



Nadine Link, Village Clerk



CHRISTIANSEN ADDITION

